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#3

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Bentolila, et al.)
For: SYSTEM, METHOD, AND SOFTWARE)
APPLICATION FOR TARGETED)
ADVERTISING VIA BEHAVIORAL)
MODEL CLUSTERING, AND)
PREFERENCE PROGRAMMING BASED)
ON BEHAVIORAL MODEL CLUSTER)
Application No.: 10/043,714)
Filed: January 9, 2002)

)

July 15, 2002

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OFFICE OF PETITIONS

Los Angeles, California 90067

**PETITION FOR FILING ON BEHALF OF NON-SIGNING
INVENTOR UNDER 37 CFR 1.47 (a)**

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

Applicant hereby respectfully Petitions the Honorable Commissioner of the United States Patent and Trademark Office to allow the filing of a partially executed Declaration and Power of Attorney in the above-identified case.

Metabyte Networks, Inc. (hereinafter "MNI"), is the owner by agreement of all rights, title and interest to the above-referenced United States Patent Application, and has provided the requisite Statement of Facts Under 37 CFR 1.47(a).



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MNI has communicated with the second named inventor, Mr. Ariel (Isaac) Bentolila, in this application and has been unsuccessful in obtaining his signature on the Declaration in this case.

A Declaration complying with 37 CFR 1.65 and signed by all remaining inventors pursuant to 37 CFR 1.47(a) is enclosed.

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517 36th Avenue, Apt. 201
San Francisco, California 95051

A check in the amount of \$130.00 is enclosed to cover the fee under 37 CFR 1.17(h).

Please charge any additional fees or deposit any overpayment to our Deposit Account No. 19-1995. A copy of this letter is enclosed for that purpose.

Respectfully submitted,

SHERMAN & SHERMAN

Kenneth L. Sherman

Reg. No. 33,783

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Los Angeles, California 90067

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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service first class mail in an envelope addressed to the: Assistant Commissioner for Patents, Washington, D.C. 20231 on July 22, 2002

EVELYN MENJIVAN
(Type or print name of person mailing paper)

Evelyn Menjivan
(Signature of person mailing paper)